

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 ALPS PROPERTY & CASUALTY
9 INSURANCE COMPANY,

10 Plaintiff(s),

11 vs.

12 KALICKI COLLIER, LLP,; JOHN A.
13 COLLIER; JAMES A. KALICKI; et al

14 Defendant(s).

Case # 3:19-CV-00709

**VERIFIED PETITION FOR
PERMISSION TO PRACTICE
IN THIS CASE ONLY BY
ATTORNEY NOT ADMITTED
TO THE BAR OF THIS COURT
AND DESIGNATION OF
LOCAL COUNSEL**

FILING FEE IS \$250.00

15
16 Brooke H. McCarthy, Petitioner, respectfully represents to the Court:
(name of petitioner)

17 1. That Petitioner is an attorney at law and a member of the law firm of

18 KUTAK ROCK LLP

19 (firm name)

20 with offices at 1650 Farnam Street,
(street address)

21 Omaha, Nebraska ☐, 68102,
(city) (state) (zip code)

22 (402) 346-6000, brooke.mccarthy@kutakrock.com,
(area code + telephone number) (Email address)

24 2. That Petitioner has been retained personally or as a member of the law firm by
25 ALPS Property & Casualty Insurance Company to provide legal representation in connection with
26 [client(s)]

27 the above-entitled case now pending before this Court.

3. That since February 1, 2013, Petitioner has been and presently is a
(date)
member in good standing of the bar of the highest Court of the State of Nebraska
(state) where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or
from the clerk of the supreme court or highest admitting court of each state, territory, or insular
possession of the United States in which the applicant has been admitted to practice law certifying
the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts of other States on the dates indicated for each, and that Petitioner is presently a member in good standing of the bars of said Courts.

Court	Date Admitted	Bar Number
Supreme Court State of New York	05/15/2006	4413837
Supreme Court State of Colorado	10/22/2007	39346
Supreme Court State of Nebraska	02/01/2013	25077
U.S. Court of Appeals Tenth Circuit	09/22/2008	
U.S. District Court Colorado	12/13/2007	
U.S. District Court Nebraska	04/29/2013	

5. That there are or have been no disciplinary proceedings instituted against petitioner, nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory or administrative body, or any resignation or termination in order to avoid disciplinary or disbarment proceedings, except as described in detail below:

(State "none" if Petitioner has no disciplinary proceedings, etc.) None.

6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

(State "none" if Petitioner has never been denied admission.) None.

7. That Petitioner is a member of good standing in the following Bar Associations.

(State "none" if Petitioner is not a member of other Bar Associations.)

State Bar of Nebraska

State Bar of Colorado

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
---------------------	-------	--	---

09/01/17	ALPS v. Gewerter et al	USDC District of Nevada	Granted	
----------	------------------------	-------------------------	---------	---

Case # 2:17-cv-02057

© 2006 The Authors
Journal compilation © 2006 Blackwell Publishing Ltd

100

Downloaded from <http://ajphaphysiol.physiology.org/> by guest on September 11, 2012

(If necessary, please attach a statement of additional applications)

9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
2 FOR THE PURPOSES OF THIS CASE ONLY.

3
4 STATE OF Nebraska }
5 COUNTY OF Douglas }

Brooke H. McCarthy
Petitioner's signature

7 Brooke H. McCarthy, Petitioner, being first duly sworn, deposes and says:
8 That the foregoing statements are true.

Brooke H. McCarthy
Petitioner's signature

10 Subscribed and sworn to before me this

11 20th day of December, 2019.

13 *Michelle M Boecker*
Notary Public or Clerk of Court



16 **DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO**
17 **THE BAR OF THIS COURT AND CONSENT THERETO.**

18 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
19 believes it to be in the best interests of the client(s) to designate Douglas R. Brown,
20 (name of local counsel)
21 Attorney at Law, member of the State of Nevada and previously admitted to practice before the
22 above-entitled Court as associate resident counsel in this action. The address and email address of
23 said designated Nevada counsel is:

24 LEMONS, GRUNDY & EISENBERG, 6005 Plumas Street, Third Floor,
(street address)

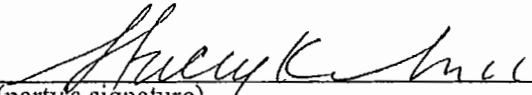
25 Reno, Nevada, 89519,
(city) (state) (zip code)

26 (775) 786-6868, drb@lge.net,
(area code + telephone number) (Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes
2 agreement and authorization for the designated resident admitted counsel to sign stipulations
3 binding on all of us.
4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6
7 The undersigned party(ies) appoint(s) Douglas R. Brown as
8 his/her/their Designated Resident Nevada Counsel in this case.
9

10 
11 (party's signature)

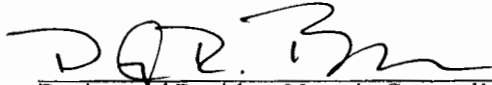
12 Stacey K. Smith, Senior Claims Attorney
13 (type or print party name, title)

14 _____
15 (party's signature)

16 _____
17 (type or print party name, title)

18 **CONSENT OF DESIGNEE**

19 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.
20

21 
22 Designated Resident Nevada Counsel's signature

23 7620
24 Bar number

25 drb@lge.net
26 Email address

27 APPROVED:

28 Dated: this 6th day of January, 2020.


UNITED STATES DISTRICT JUDGE

**SUPREME COURT
STATE OF NEBRASKA**

CERTIFICATE OF GOOD STANDING

I certify that I am Clerk of the Supreme Court of the State of Nebraska, the highest court of the State, and that on February 1, 2013, Brooke Harrison McCarthy was admitted to practice as an Attorney and Counselor at Law by the Supreme Court. I further certify that the attorney is now in good standing in the Courts of Nebraska, and there is not now pending in this court any disciplinary action. The attorney's private and professional character appears to be good.

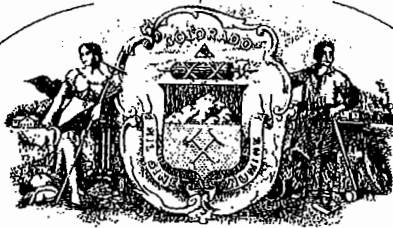
IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of this Court, in the City of Lincoln, on December 4, 2019.



Wendy A. Wussow

Wendy A. Wussow, Clerk

SUPREME COURT



State of Colorado

STATE OF COLORADO, ss:

I, Cheryl Stevens Clerk of the Supreme Court of the State of Colorado, do hereby certify that

Brooke Harrison McCarthy

has been duly licensed and admitted to practice as an

ATTORNEY AND COUNSELOR AT LAW

within this State; and that his/her name appears upon the Roll of Attorneys and Counselors at Law in my office of date the 22nd day of October A. D. 2007 and that at the date hereof the said Brooke Harrison McCarthy is in good standing at this Bar.



IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Supreme Court, at Denver, in said State, this

17th

day of

December

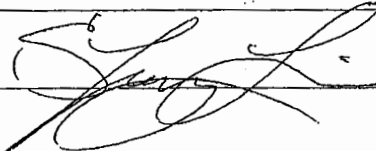
A. D.

2019

Cheryl Stevens

Clerk

By



Deputy Clerk

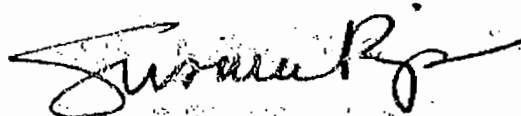
Appellate Division of the Supreme Court
of the State of New York
First Judicial Department

I, Susanna Rojas, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

Brooke Harrison McCarthy

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on May 15, 2006, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my
hand and affixed the seal of this court on
December 16, 2019.



Clerk of the Court.